

**§ 307.2 Who is eligible to apply for an award under the Services for Children with Deaf-Blindness program?**

Public or nonprofit private agencies, institutions, or organizations, including an Indian tribe and the Bureau of Indian Affairs of the Department of the Interior (if acting on behalf of schools operated by the Bureau for children and students on Indian reservations) and tribally controlled schools funded by the Department of the Interior, may apply for an award under this part.

(Authority: 20 U.S.C. 1422)

[49 FR 28364, July 11, 1984, as amended at 56 FR 51585, Oct. 11, 1991]

**§ 307.3 What regulations apply to the Services for Children with Deaf-Blindness program?**

The following regulations apply to this program:

- (a) The regulations in this part 307.
- (b) The Education Department General Administrative Regulations (EDGAR) established in title 34 of the Code of Federal Regulations in—
  - (1) Part 74 (Administration of Grants);
  - (2) Part 75 (Direct Grant Programs);
  - (3) Part 77 (Definitions);
  - (4) Part 78 (Education Appeal Board); and
  - (5) Part 79 (Intergovernmental Review of Department of Education Programs and Activities).

(Authority: 20 U.S.C. 1422; 20 U.S.C. 3474(a))

[49 FR 28364, July 11, 1984, as amended at 56 FR 51585, Oct. 11, 1991]

**§ 307.4 What definitions apply to the Services for Children with Deaf-Blindness program?**

(a) *Definitions in EDGAR.* The following terms used in this part are defined in 34 CFR 77.1:

Applicant  
Application  
EDGAR  
Grant  
Grantee  
Nonprofit  
Private  
Project  
Public  
Secretary  
State

(Authority: 20 U.S.C. 3474(a))

(b) *Definitions in 34 CFR part 300.* The following terms used in this part are defined in 34 CFR part 300.

Counseling services (§ 300.13(b)(2))  
Evaluation (§ 300.500(c))  
Free appropriate public education (§ 300.4)  
Parent (§ 300.10)  
Parent counseling and training (§ 300.13(b)(6))  
Public agency (§ 300.11)  
Related services (§ 300.13)  
Special education (§ 300.14)

(Authority: 20 U.S.C. 1401 (1), (16), (17), and (18), and 20 U.S.C. 1424)

(c) *Other definitions.*

*Children with deaf-blindness.* For the purposes of this part, the term, *children with deaf-blindness*, means children and youth having auditory and visual impairments, the combination of which creates such severe communication and other developmental and learning needs that they cannot be appropriately educated without special education and related services, beyond those that would be provided solely for children with hearing impairments, visual impairments, or severe disabilities, to address their educational needs due to these concurrent disabilities. This term also means infants and toddlers with deaf-blindness.

*Children with disabilities.* (1) For the purposes of this part, the term *children with disabilities* means children—

- (i) With mental retardation, hearing impairments including deafness, speech or language impairments, visual impairments including blindness, serious emotional disturbance, orthopedic impairments, autism, traumatic brain injury, other health impairments, or specific learning disabilities; and
- (ii) Who, for that reason, need special education and related services.

(2) For children aged three to five, inclusive, the term may, at State's discretion, include children—

- (i) Who are experiencing developmental delays, as defined by the State and as measured by appropriate diagnostic instruments and procedures, in one or more of the following areas: physical development, cognitive development, communication development, social or emotional development, or adaptive development; and
- (ii) Who, for that reason, need special education and related services.

*Infants and toddlers with deaf-blindness.* For the purposes of this part, the term *infants and toddlers with deaf-blindness* means individuals from birth through age 2 who are experiencing developmental delays in hearing and vision, have a diagnosed physical or mental condition that has a high probability of resulting in developmental delays in hearing and vision, or are at risk of having substantial developmental delays in hearing and vision if early intervention services are not provided.

[49 FR 28364, July 11, 1984, as amended at 54 FR 15310, Apr. 17, 1989; 56 FR 51585, Oct. 11, 1991; 57 FR 28965, June 29, 1992]

#### §§ 307.5—307.9 [Reserved]

### Subpart B—What Kinds of Projects Does the Secretary Assist Under This Program?

#### § 307.10 What types of activities are considered for support under this part?

The Secretary may provide financial assistance under this part to support the following activities:

- (a) Technical assistance to agencies, institutions, or organizations providing educational or early intervention services to children with deaf-blindness;
- (b) Preservice or inservice training to paraprofessionals, professionals, or related services personnel preparing to serve, or serving, children with deaf-blindness;
- (c) Replication of successful innovative approaches to providing educational, early intervention, or related services to children with deaf-blindness;
- (d) Pilot projects that are designed to—
  - (1) Expand local educational agency capabilities by providing services to children with deaf-blindness that supplement services already provided to children and youth through State and local resources; and
  - (2) Encourage eventual assumption of funding responsibility by State and local authorities;
- (e) Development, improvement, or demonstration of new or existing methods, approaches, or techniques that contribute to the adjustment, early

intervention, and education of children with deaf-blindness;

(f) Facilitation of parent involvement in the education of their children with deaf-blindness;

(g) Research to identify and meet the full range of special needs of those children;

(h) Technical assistance for transitional services, as described in § 307.13; and

(i) A national clearinghouse for children with deaf-blindness as described in § 307.15.

(Authority: 20 U.S.C. 1422)

[56 FR 51585, Oct. 11, 1991]

#### § 307.11 What types of services and technical assistance by State and multi-State projects are considered for support under this part?

(a) The Secretary may provide financial assistance under this part to State and multi-State projects to support the following activities—

(1) Special education, early intervention, and related services, as well as vocational and transitional services, to children with deaf-blindness to whom States are not obligated to make available a free appropriate public education under part B of the Individuals with Disabilities Education Act and to whom the State is not providing those services under some other authority. These services may include the following:

(i) The diagnosis and educational evaluation of children who are likely to be diagnosed as having deaf-blindness;

(ii) Programs of adjustment, education, and orientation for children with deaf-blindness; and

(iii) Consultative, counseling, and training services for the families of children with deaf-blindness.

(iv) Preparation of a coordinated plan for each child with deaf-blindness served, describing all the services provided under paragraphs (a)(1) (i) through (iii) of this section. These services must be in accordance with other Federal and State programs.

(2) Technical assistance to public and private agencies, institutions, and organizations providing early intervention, educational, transitional, vocational, early identification, and related